

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, January 23, 1989 at 7:32 P.M.

Roll Call

Present: Lawrence R. Brenton, Mayor

Robert V. Bindert
Michael W. Kibby
Carolyn M. Schlifke Trustees
Richard P. Sweeney

Theresa L. Cummins, Village Clerk
Thomas V. Troy, Village Attorney
David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held for the purpose of hearing all persons interested in discussing the proposed uses of the 1989 Community Block Grant funds amounting to \$38,010.00.

ON MOTION by Trustee Bindert, seconded by Trustee Kibby, the public hearing was opened at 7:32 P.M.

Unanimously carried.

Trustee Bindert stated that historically these funds have been used for aiding individuals, who qualify through income restraints, to rehabilitate their homes. These funds are administered by the Town of Amherst. The Village has also used a part of the funds for various improvements in the designated target area. They have been used for improving the Meeting House and rehabilitating water lines.

Mayor Brenton recommended using the proposed 1989-1990 funds for additional housing rehabilitation and reconstruction of the Gordon Street Waterline, a part of which is located in the target area.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the public hearing was closed at 7:35 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk/Treasurer

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ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, the following resolution was adopted:

WHEREAS the next general Village election for officers will be held on March 21, 1989 and

WHEREAS no person shall be entitled to vote at any Village election whose name does not appear on the register of the Election District in which he claims to be entitled to vote, and

WHEREAS it is the duty of inspectors of election to prepare such register of qualified voters for the district for which they are appointed, and

WHEREAS Section 15-118 (3a, b and c) of the Election Law of the State of New York requires that every Village hold a registration day for each general Village election.

First: The inspectors of election shall meet on the 11th day of March 1989 at the Village Clerk's Office beginning at 12:00 noon and ending at 9:00 P.M. to commence the preparation of the register for the forthcoming Village election.

Second: Registration day for the Village shall be held on Saturday the 11th day of March, 1989.

Third: Such registration shall be held at the Village Clerk's Office in the Village Hall, 5565 Main Street, Williamsville, New York 14221 from 12:00 noon to 9:00 P.M.

Fourth: At least ten days prior to the registration day set in this resolution, a copy shall be posted in at least one conspicuous public place in each election district.

Fifth: This resolution shall take effect immediately.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the following resolution was adopted:

RESOLVED THAT the Board of Trustees of the Village of Williamsville determines that more than one-half of the voters qualified to vote at the forthcoming election for the Village officers were registered at the last preceding general election; that taking registration for the forthcoming election will be accomplished more efficiently and economically at a single place and by a single board of inspectors of registration; and it hereby appoints Ethel Henning, Rita Andrews, and Charlotte Jurek as a single Board of Inspectors to conduct registration for such forthcoming election for each of the three Village election districts.

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The compensation of inspectors shall be \$3.75 per hour and Ethel Henning shall be Chairman of Registration. Registration for the forthcoming election shall be conducted on March 11, 1989 from Noon until nine o'clock in the evening at the Office of the Village Clerk, 5565 Main Street, Williamsville, New York.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, the following resolution was adopted:

RESOLVED THAT the following be and they hereby are appointed inspectors of election and alternates for the Annual Election of the Village of Williamsville to be held on March 21, 1989 to be paid at a fee of \$40.00 each.

DISTRICT #1 - INSPECTORS: Sally Schueckler, Ch.

Harriet Rowles

Kay Kiebala

Dorothy Goodberry

DISTRICT #2 - INSPECTORS: Ethel Henning, Ch.

Mary Wetzel

Peggy Andrews Coutlakis

Rita Andrews

DISTRICT #3 - INSPECTORS: Charlotte Jurek, Ch.

Mary Ann Piazza

Henry Moore

Marion Blocher

BE IT FURTHER RESOLVED THAT the following are appointed alternate inspectors:

Jeanne Walker, Esther Cegles,

Mary Nuchereno, Leonard Schallmo,

BE IT FURTHER RESOLVED THAT Ethel Henning is Chairman of the Election Inspectors, and

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BE IT FURTHER RESOLVED THAT in the event of absence or inability of any of the above to serve, the Mayor is hereby authorized and empowered to appoint a substitute.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, the following resolution was adopted:

WHEREAS, the Village Board, at its ~~meeting~~ of September 26, 1988, appointed Milton Kaplan Special Counsel for the Village of Williamsville, effective September 15, 1988, at the rate of \$100.00 per hour, for the purpose of offering legal counsel and assistance to the Village Board relating to the impact upon the Village of the proposed Centerpointe Development, and he and his associates completed the first phase of the services in conducting a background study of, and reporting on, the pertinent legal issues; and

WHEREAS, the Village Board desires that the appointment continue from the time of completion of the study and report, at the same hourly rate;

IT IS RESOLVED THAT the Village Board hereby continues the appointment of Milton Kaplan as Special Counsel, commencing as of the completion of the first phase of such services, and agrees to pay at the same hourly rate for his and his associates' continued services, and, in addition, up to \$2,500.00 as expense for attendant professional services which special counsel may deem necessary.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, the following resolution was adopted:

RESOLVED THAT a six-month leave of absence without pay is hereby granted to Robert E. Andrews from February 1, 1989 to July 31, 1989 per his letter dated January 18, 1989.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved to suspend rules to consider an additional resolution.

Unanimously carried.

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ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, the following resolution was adopted:

RESOLVED THAT Leonard A. Schallmo, 128 Oakgrove Drive is hereby appointed Water Meter Reader, Part Time, effective January 30, 1989 at a rate of \$5.00 per hour.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, it was moved to return to the regular agenda.

Unanimously carried.

Trustee Schlifke gave an update on the work her various committees are doing:

- (1) The Parks Committee works hard during the winter months so everything is ready when the parks open on Memorial Day. They also have met with the Youth Committee regarding the purchase of new park equipment, similar to what is located at Youth Centers or Day Care Centers. Some funds have been set aside for this from contributions from the Jolly Boys which were to be used for the Village Youth. The Youth Committee now has a sum which can be used to put up something which will be an addition to our park system.
- (2) The Historical Preservation Commission works toward designating historical sites within the Village of Williamsville. This requires extensive research into all types of records before a building owner can be approached for this type of designation. Several properties are being updated presently and the land owner will then be approached to see if they would accept this designation. Among those presently being considered is the old stone schoolhouse on S. Cayuga that is owned by the Town of Amherst. It is a case of many months of work before anything comes before the public by way of a resolution.
- (3) The Meeting House is a project that has been worked on for a number of years. Still to be installed is a smoke alarm and heat detector system in it. A letter has gone to the State requesting the change of the proposal so that final coating of blacktop be switched to the smoke alarm system. This is a more necessary item than the blacktop which can probably be worked into our budget.

ON MOTION by Trustee Schlifke, seconded by Trustee Bindert, it was moved to suspend rules to consider an additional resolution.

Unanimously carried.

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ON MOTION by Trustee Schlifke, seconded by Trustee Kibby, the following resolution was adopted:

RESOLVED THAT James Zymanek, Michael Moritz and Kent Swarts, firemen in the Williamsville Fire Department, are hereby authorized to attend the National Fire Academy in Emmitsburg, Maryland, from February 24 - 26, 1989 and the cost not to exceed \$150.00 each to be paid by the Village of Williamsville.

Unanimously carried.

ON MOTION by Trustee Schlifke, seconded by Trustee Kibby, it was moved to return to the regular agenda.

Unanimously carried.

Trustee Sweeney reported he has just been notified of a meeting on January 25th of the Northeast Solid Waste Board which is a conflict with the Senior Citizens Committee. He will request the Northeast Board to mail meeting notifications earlier so adequate plans can be made to attend.

Trustee Bindert reported the Annual Winterfest is coming up on Sunday, February 12th from 1:00 - 4:00 P.M.

ON MOTION by Trustee Bindert, seconded by Trustee Sweeney, the following resolution was adopted:

RESOLVED THAT the Village Clerk publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville on February 27, 1989 at 7:30 P.M. in the Village Hall for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 60.40 of the Traffic Code and would provide stop signs to be erected at various "T" intersections.

Unanimously carried.

Trustee Kibby reported that the update of the code revisions are continuing. They are presently working on the Zoning Code.

Superintendent of Public Works Laubisch had no report.

Mayor Brenton asked the Board and audience to observe a moment of silence in memory of Bill Elliott, a long-time Village resident, former business owner and a Village employee in Glen Park, who passed away this week.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved to suspend rules for public participation.

Unanimously carried.

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Ron Daniels, 117 Cadman Drive is interested in having lights installed on his segment of Cadman Drive. In polling the residents of Cadman they seem to prefer a shorter pole with a more decorative light on top. There are some like these in Amherst on Fruitwood Terrace and Woodstream Farms. He also would like to see a standardization of lights in the Village. He urged a committee be appointed to standardize lighting in the Village.

Mayor Brenton stated that if residents with no lighting wish to have lighting, they should have a petition signed by 51% of the residents. The residents should know the type of lighting and the cost of it prior to signing the petition. When the Village Board receives the petition, they can act on it. Any request for the expenditure of Village funds can only be made prior to the adoption of the Village budget which is being worked on now. Regarding standardization of lighting, all lights are now in the process of being converted to high pressure sodium where it is possible. Should we desire to convert all our poles to a similar standard, we would have to expend hundreds of thousands. We received a proposal four or five years ago which would have converted Hirschfield, Highland, Columbia & Monroe and rewiring of some, and that proposal was in the nature of \$100,000 plus dollars. So to extend that amount throughout the Village, you are looking at about \$1,000,000. This would not be fiscally responsible spending on the part of the Village. He does not feel the Board should appoint a Committee in this regard but if Mr. Daniels would like to look into these costs on his own and with anyone else, he is welcome to do so.

Marcia Chase, 157 Highland, who works for the Town of Amherst in lighting will work with Ron to have something put together regarding changing the lighting in the Village. She realizes that the Village is a single district lighting system. It is becoming more and more an issue in the Town and we should look into having a more conducive lighting system in the Village. If there is some way to change over the lighting in a systematic program, she would like to see it done.

Harmon Whipple, 51 Garden Parkway, asked where the Village stands now regarding the Centerpointe project. Mayor Brenton stated that Mr. Ciminelli has not approached the Village for a permit to do anything. The County has issued him a curb cut permit on Evans Street. The Town of Amherst Highway Superintendent has stated this can probably become a Town road that will be known as Essjay and that various concerns have been addressed regarding the Town of Amherst Planning Board and the County of Erie. Mr. Ciminelli has requested through the Town of Amherst Planning Board that emergency exit be provided through Rinewalt Street and that the residential area and possibly the entire Centerpointe area be allowed to exit onto Evans via Essjay. The Village Board is still opposed to the opening of Essjay Road onto Evans Street because of the tremendous traffic impact not only on Evans Street but the peripheral streets that run off of Evans Street.

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Harmon Whipple asked whether Mr. Ciminelli has defined what he means by "Emergency Exit?" Mayor Brenton stated he has defined there would be some type of stone bed placed below a sodded area so emergency vehicles if necessary could traverse this submerged roadway for the purpose of answering an emergency call.

Elroy Avery, 75 Rinewalt Street, asked what the Village's stand is on the emergency exit. Mayor Brenton stated the Village has taken no stand since we have not received any request for the construction or accessibility of this exit.

Ron Daniels, 117 Cadman, stated there is a plan to purchase property behind the Bridal Chateau which butts up to Cadman Drive, about 9 acres, to develop it for townhouses. This could cause many problems regarding flooding in the area. It is presently alleviated by the open field which takes some of the run off. If it was fully developed, it could cause additional flooding. Additionally, there is a potential right of way problem which shows an entranceway from Wilson onto Cadman. Mayor Brenton stated that this has not been brought to the Village Board and it would require an approval of the majority of the Village Board before it could be constructed.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, it was moved to return to the regular agenda.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, it was moved to adjourn the meeting at 8:25 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk-Treasurer